ATTACHMENT 5

PLAINTIFF'S NOTICE OF FILING IN SUPPORT OF MEMORANDUM OF LAW ON POST-TRIAL MOTIONS

From: Katarina Resar Krasulova

Katarina Resar Krasulova; Rakoff NYSD Chambers; Ken Turkel; schulzd@ballardspahr.com; To:

brownjay@ballardspahr.com; Shane Vogt; Andy"; axelrodd@ballardspahr.com; Felicia H";

schellj@ballardspahr.com; Gayla Arnold; David Hayes Palin v. The New York Times Company, 17-cv-04853

Date: Monday, April 14, 2025 10:24:55 PM

Counsel,

Subject:

The Court has received the written objection of Plaintiff to the most recent version of the Preliminary Instruction, but is unpersuaded. Accordingly, the version of the instruction that counsel received late this afternoon will be the one read to the jury tomorrow. As a result, counsel do not need to be in the courtroom until 9:15 a.m. tomorrow, at which time Judge Rakoff will state on the record his reasons for adopting the final version of the Preliminary Instruction and for denying Plaintiff's objection.

Sincerely,

Katarina

Katarina Resar Krasulova

Law Clerk to the Hon. Jed S. Rakoff United States District Court Southern District of New York 500 Pearl Street - Room 1340 New York, NY 10007 Chambers: (212) 805-0401